

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Administrative Office	(2) MEETING DATE 1/7/2014	(3) CONTACT/PHONE Geoff O'Quest, 781-5011	
(4) SUBJECT Submittal of a resolution to ratify an ordinance adopted by the San Miguel Community Service District which adopts and amends the 2013 Fire Code. District 1.			
(5) RECOMMENDED ACTION It is recommended that the Board of Supervisors: <ol style="list-style-type: none"> <li>1. Approve the attached resolution ratifying San Miguel Community Service District Ordinance 01-2013, which adopts and amends the 2013 edition of the California Fire Code.</li> <li>2. Direct staff to transmit the necessary documents to the California Building Standards Commission.</li> </ol>			
(6) FUNDING SOURCE(S) NA	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ____ ) <input type="checkbox"/> Board Business (Time Est. ____ )			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) NA		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: NA <input type="checkbox"/> 4/5 Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP NA	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A    Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW This item was prepared by the County Administrative Office.			
(18) SUPERVISOR DISTRICT(S) - District 1			

# County of San Luis Obispo



TO: Board of Supervisors

FROM: Administrative Office / Geoff O'Quest, 781-5011

DATE: 1/7/2014

SUBJECT: Submittal of a resolution to ratify an ordinance adopted by the San Miguel Community Service District which adopts and amends the 2013 Fire Code. District 1.

## **RECOMMENDATION**

It is recommended that the Board of Supervisors:

1. Approve the attached resolution ratifying San Miguel Community Service District Ordinance 01-2013, which adopts and amends the 2013 edition of the California Fire Code.
2. Direct staff to transmit the necessary documents to the California Building Standards Commission.

## **DISCUSSION**

Every three years the model construction and fire codes are republished to incorporate all code changes accepted by majority vote of members attending the annual code development meetings. The State of California adopts and amends the most recent edition of the codes, which are subsequently published by the Building Standards Commission. The Commission completed the adoption process for the 2013 edition of the California Building Standards Code, also known as Title 24. As a result, the new codes (2013 California Building, Residential, Mechanical, Plumbing, Electrical, Energy, Green and Fire Codes) will become effective statewide on January 1, 2014.

The San Miguel Community Service District has prepared an ordinance and findings to adopt a fire code for use in the community of San Miguel. The ordinance adopts and amends the 2013 edition of the California Fire Code (CFC) including annual supplements, State amendments and errata. This ordinance was approved by the San Miguel Community Service District on November 21, 2013. A copy of the ordinance was also provided to County Fire for review and comment. The County's Fire Marshal had no issues or comments with the San Miguel Community Service District Fire Code Ordinance.

In order for the proposed Fire Code Ordinance to take effect, the San Luis Obispo County Board of Supervisors must ratify, amend or deny the San Miguel Community Service District Fire Code Ordinance, pursuant to California Health and Safety Code sections 13869.7, 17958.7 and 18941.5. This staff report recommends that the Board ratify the San Miguel Community Service District Fire Code Ordinance.

Following approval by the San Miguel Community Service District Board of Directors on November 21, 2013, a copy of the San Miguel Community Service District ordinance and findings were transmitted to the County. The County Chief Building Official and the CAL Fire/County Fire Department have reviewed the ordinance. Letters from both in support of ratification are attached.

In accordance with California Health and Safety Code sections 13869.7, 17958.7 and 18941.5, local jurisdictions may amend the Fire Code adopted by the State of California to require more stringent requirements based upon specific findings related to climatic, geological and topographical conditions that exist in the local jurisdiction. The San Miguel Community Service District Board of Directors has made such findings, which are specific to the climate, geology and topography of San Miguel. The specific amendments are detailed in the attached Ordinance No. 01-2013.

## **OTHER AGENCY INVOLVEMENT**

The Building Division of the County Planning Department and CAL-FIRE/County Fire Department have reviewed the San Miguel Community Service District ordinance. Letters from both recommending approval are attached. County Counsel has reviewed the resolution for form and legal effect.

## **FINANCIAL CONSIDERATIONS**

There are no direct financial consequences to the County. There will be costs to persons who intend to construct residential and some commercial structures in San Miguel. The actual costs will be determined by the number of structures that are required to make improvements as a result of the standards contained in the ordinance.

## **RESULTS**

The San Miguel Community Service District Ordinance 01-2013 establishes requirements intended to address the fire problem, concerns and future direction by which the District can establish and maintain an environment that promotes delivery of an adequate level of fire and life safety protection to for the citizens and visitors to the San Miguel area. Implementation of the codes and requirements approved through this ordinance will reduce the severity, and potential for loss of life, damage to the environment and property damage in the community of San Miguel.

## **ATTACHMENTS**

1. Board of Supervisors Resolution Ratifying San Miguel Fire Code Ordinance
2. San Miguel Community Service District Resolution and Ordinance #01-2013
3. San Miguel CSC Staff Report to adopt 2013 Fire Code
4. San Miguel Fire Chief Letter
5. County Building Official Letter – San Miguel Fire Code
6. County Fire Chief Letter – San Miguel Fire Code